

House Resolution 1078

By: Representatives Franklin of the 43rd, Coan of the 101st, Brown of the 69th, Scott of the 2nd, Loudermilk of the 14th, and others

A RESOLUTION

1 Proposing an amendment to the Constitution so as to provide that no tax or fee shall be
2 imposed or increased unless approved by at least 60 percent of the qualified electors residing
3 within the limits of the taxing jurisdiction voting in a referendum thereon; to provide for an
4 exception; to provide for the submission of this amendment for ratification or rejection; and
5 for other purposes.

6 BE IT RESOLVED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

8 Article VII, Section I, Paragraph I of the Constitution is amended by striking Paragraph I in
9 its entirety and inserting in lieu thereof the following:

10 "Paragraph I. *Taxation; limitations on grants of tax powers.* (a) The state may not
11 suspend or irrevocably give, grant, limit, or restrain the right of taxation and all laws,
12 grants, contracts, and other acts to effect any of these purposes are null and void. Except
13 as otherwise provided in this Constitution, the right of taxation shall always be under the
14 complete control of the state.

15 (b) No tax or fee shall be imposed or increased unless approved by at least 60 percent of
16 the qualified electors residing within the limits of the taxing jurisdiction voting in a
17 referendum thereon."

SECTION 2.

18 The above proposed amendment to the Constitution shall be published and submitted as
19 provided in Article X, Section I, Paragraph II of the Constitution. The ballot submitting the
20 above proposed amendment shall have written or printed thereon the following:
21

1 "() YES Shall the Constitution of Georgia be amended so as to provide that no tax
2 or fee shall be imposed or increased unless approved by at least 60 percent
3 () NO of the qualified electors residing within the limits of the taxing jurisdiction
4 voting in a referendum thereon?"

5 All persons desiring to vote in favor of ratifying the proposed amendment shall vote "Yes."
6 All persons desiring to vote against ratifying the proposed amendment shall vote "No." If
7 such amendment shall be ratified as provided in said Paragraph of the Constitution, it shall
8 become a part of the Constitution of this state.